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Attorney for Defendant  
OnlineNic, Inc.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

|  |   |   |
|--|---|---|
| MICROSOFT CORPORATION, a                   | ) | C08-4648 MHP                            |
| Washington Corporation,                    | ) |   |
|  | ) |   |
| Plaintiff,                                 | ) | <b>NOTICE OF STIPULATED VOLUNTARY</b>   |
|  | ) | <b>DISMISSAL WITHOUT PREJUDICE</b>      |
| v.   | ) |   |
|  | ) |   |
| ONLINENIC, INC., a California Corporation, | ) | Judge: The Honorable Marilyn Hall Patel |
|  | ) |   |
| Defendant.                                 | ) |   |
|  | ) |   |

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, it is hereby stipulated by and between Plaintiff Microsoft Corporation and Defendant OnlineNic, Inc. through their designated counsel of record, that the above-entitled action is dismissed without prejudice, and that each party shall bear its own costs and attorneys' fees. The Parties further stipulate that OnlineNic, Inc. shall

1 not be entitled to recover costs or fees pursuant to Federal Rule of Civil Procedure 42(d) for any  
2 action based upon or including the same claim brought by Microsoft Corporation against OnlineNic,  
3 Inc. after the date of this Stipulation.

4 IT IS SO STIPULATED:

5 DATED: February 27, 2009

K&L GATES LLC

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7  
8 By                     /s/                      
Rachel R. Davidson  
Attorney for Plaintiff  
9 MICROSOFT CORPORATION

10  
11 NARANCIC & KATZMAN PC

12  
13 By                     /s/                      
14 Perry J. Narancic  
Attorney for Defendant  
15 ONLINENIC, INC.

